

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

24 HOUR FITNESS USA, INC., a California corporation,)	
)	
Plaintiff,)	Civil Action No. 08 cv 3853
)	
v.)	
)	
BALLY TOTAL FITNESS HOLDING CORP., a Delaware corporation, and MICHAEL SHEEHAN, an individual,)	Judge Joan Humphrey Lefkow
)	Magistrate Judge Morton Denlow
Defendants.)	
)	
)	
)	
)	

PLAINTIFF'S NOTICE OF MOTION

PLEASE TAKE NOTICE that on July 15, 2008 at 9:30 a.m., we will appear before the Honorable Joan Humphrey Lefkow in Room 1925, 219 S. Dearborn, Chicago, Illinois, and then and there present Plaintiff 24 Hour Fitness USA, Inc.'s Motion for Leave to Conduct Expedited Discovery served on Litigation Counsel.

Date: July 10, 2008

Respectfully submitted,

24 Hour Fitness USA, Inc.

/s/ R. Mark Halligan

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